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PTO/SB/30 (09-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Request for Continued Examination (RCE) Transmittal

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

<i>Application Number</i>	09/839,779
<i>Filing Date</i>	20 April 2001
<i>First Named Inventor</i>	Amin KASSIS
<i>Art Unit</i>	1651
<i>Examiner Name</i>	Jon P. Weber
<i>Attorney Docket Number</i>	U0381-00001

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

- 1. Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

- i. Consider the arguments in the Appeal Brief or Rely Brief previously filed on _____
ii. Other _____

- b. Enclosed

- | | |
|---|--|
| i. <input checked="" type="checkbox"/> Amendment/Reply | iii. <input type="checkbox"/> Information Disclosure Statement (IDS) |
| ii. <input type="checkbox"/> Affidavit(s)/ Declaration(s) | iv. <input type="checkbox"/> Other _____ |

2. Miscellaneous

- Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a

- a. period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
b. Other _____

3. Fees The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- The Director is hereby authorized to charge the following fees, or credit any overpayments, to

- a. Deposit Account No. 04-1679

- | | |
|---|---|
| i. <input checked="" type="checkbox"/> RCE fee required under 37 CFR 1.17(e) | 07/14/2004 SZEWIDIE1 00000089 041679 09839779 |
| ii. <input checked="" type="checkbox"/> Extension of time fee (37 CFR 1.136 and 1.17) | 01 FC:2801 385.00 DA |
| iii. <input checked="" type="checkbox"/> Other Any other fee necessary for entry of this RCE and the enclosed Amendment | 02 FC:2202 117.00 DA |

- b. Check in the amount of \$ _____ enclosed

- c. Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Gary D. Colley	Registration No. (Attorney/Agent)	40,961
Signature		Date	9 July 2004

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)		Date
Signature		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re
Appn. of: Amin Kassis et al.

Serial No.: 09/839,779

Filed: 20 April 2001

For: Methods for Tumor Diagnosis and
Therapy

Group Art
Unit: 1651

Conf. No.: 2010

Examiner: Jon P. Weber, Ph.D.

Atty Docket U0381-00001
No.:

AMENDMENT AND REQUEST FOR RECONSIDERATION

Introductory Comments

The applicants appreciate the Examiner's participation in the telephone interview with the applicants' undersigned representative on 24 June 2004.

This Amendment is filed in response to the Office Action mailed 9 January 2004 (Paper No. 36). A Request for Continued Examination accompanies this Amendment. Please consider the following remarks and amendments. This response is timely filed in view of the enclosed Petition for a three-month extension of time which extends the time for response up to and including 9 July 2004.

Please amend the application as follows.

Amendments to the Specification begin on page 2 of this Amendment.

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this Amendment.

Remarks begin on page 8 of this Amendment.